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**UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH**

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ANTHONY CHARLES MURPHY,

Plaintiff,

v.

STG. D. ROBERTS; LT. TRAVIS GIVENS,

Defendants.

**DECLARATION OF  
TYLER ALLRED**

Case No. 2:19-cv-00852-JNP

Judge Jill N. Parrish

I, Tyler Allred, hereby submit this *Declaration* as part of the court-ordered *Martinez Report* in this case:

1. I am a Deputy Duchesne County Attorney assigned to handle, among other matters, civil litigation involving Duchesne County, Utah.
2. In that capacity, I work with the Duchesne County Jail (“Jail”) on lawsuits involving inmates and, therefore, I am familiar with the day-to-day operations of the Jail as well as the Jail’s policies and records.
3. I am likewise familiar with the Jail’s record keeping policies and procedures.
4. I gathered the records that are included in the *Appendix* that is being submitted in

conjunction with the court-ordered *Martinez Report* that Defendants have submitted in response to the allegations made by former Jail inmate Anthony Charles Murphy (“Murphy”).

5. Specifically, I gathered true and correct copies of the following records for inclusion in the *Appendix* to the *Martinez Report* all of which are kept and maintained in the regular course of the Jail’s business operations:

**Appendix Exhibit A:** A *Summary Convictions* received from the Utah Department of Corrections upon Murphy’s transfer to the Jail.

**Appendix Exhibit B:** The *Travel Order* of March 15, 2019 transferring Murphy to the Jail to serve his sentence.

**Appendix Exhibit C:** The Jail’s *Minor Inmate Disciplinary Actions Policy*.

**Appendix Exhibit D:** The July 20, 2019 *Roberts Incident Report* submitted by Corporal Daniel Roberts which resulted in Murphy receiving a minor disciplinary write-up.

**Appendix Exhibit E:** The *Arias Incident Report* submitted by Deputy Megan Arias which documents the fight that took place on July 25, 2019 between Murphy and inmate Melvin Whipple (“Whipple”).

**Appendix Exhibit F:** The *Bastian Incident Report* submitted by Corporal Ryan Bastian which also documents the fight that took place on July 25, 2019 between inmates Murphy and Whipple.

**Appendix Exhibit G:** The *Robinson Incident Report* submitted by Deputy Hunter Robinson with respect to the fight that took place on July 25, 2019 between inmates Murphy and Whipple.

**Appendix Exhibit H:** The *Arias Supplemental Incident Report* Deputy Megan Arias documenting the fight that took place on July 25, 2019 between Murphy and Whipple.

**Appendix Exhibit I:** The *Arias Investigative Report* by Deputy Megan Arias of the July 25, 2019 fight between Murphy and Whipple which led to Murphy being charged with a violation of Jail Policy B02 for fighting.

**Appendix Exhibit J:** *Jail Policy B02* under which both Murphy and Whipple were charged with and found guilty of the offense of fighting.

**Appendix Exhibit K:** The *Statement of Charges* filed against Murphy by Deputy Arias related to his fight with Whipple.

**Appendix Exhibit L:** A *Statement of Sanctions* that could have been imposed upon Murphy for violating Jail Policy B02.

**Appendix Exhibit M:** The *Record of the Disciplinary Hearing* held by Inmate Disciplinary Hearing Officer Daniel Roberts on August 7, 2019 on the charges brought against Murphy, and it includes the evidence offered by Murphy in his defense.

**Appendix Exhibit N:** Inmate Disciplinary Hearing Officer Roberts' *Murphy Findings* with respect to the August 7, 2019 Disciplinary Hearing.

**Appendix Exhibit O:** Inmate Disciplinary Hearing Officer Roberts' *Whipple Findings* with respect to the charges brought against inmate Whipple as a result of the fighting incident.

**Appendix Exhibit P:** *Investigation Photographs* documenting the injuries sustained by Murphy and Whipple in the July 25, 2019 fight, as well several photographs of the fight scene.

**Appendix Exhibit Q:** The Jail's *Appeal Policy*.

**Appendix Exhibit R:** *Murphy's Appeal* from the Inmate Disciplinary Hearing Officer Roberts' Findings.

**Appendix Exhibit S:** Jail Commander Travis Givens' *Decision on Murphy's Appeal*.

**Appendix Exhibit T:** *Officer Roberts' Training Records* with the training that he had received on matters of inmate discipline highlighted in yellow.

**Appendix Exhibit U:** The Jail's *Inmate Grievance Policy*.

**Appendix Exhibit V:** The Jail's *Criminal Violations Screening* that resulted in Murphy being charged by the State of Utah with assault by a prisoner in violation of U.C.A. §76-5-102.5.

6. As previously stated, true and correct copies of the foregoing records are included in the *Appendix* to the court-ordered *Martinez Report*.

7. In addition, I obtained a true and correct copy of the Videotape showing the fight between Murphy and Whipple, which has been conventionally filed with the Clerk of Court in this case as ECF-28.

I further declare under penalty of perjury that the that the foregoing statements are true and correct to the best of my knowledge.

Executed in Duchesne, Utah on this 7<sup>th</sup> day of February 2022.

/s/ Tyler Allred  
Tyler Allred

### **CERTIFICATION**

I, Jesse C. Trentadue, hereby certify that I have the signed original of this document which is available for inspection during normal business hours by the Court or a party to this action.

Dated this 7<sup>th</sup> day of February 7, 2022.

/s/ jesse c. trentadue

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on the 7<sup>th</sup> day of February 2022, I electronically filed the foregoing **DECLARATION OF TYLER ALLRED** with the Clerk of the Court using the ECF Filing system, and mailed a copy, postage prepaid, to:

Anthony Charles Murphy  
Utah State Prison  
Inmate No. 224574  
P.O. Box 250  
Draper, Utah 84020  
*Pro Se Plaintiff*

/s/ jesse c. trentadue